

Notice of Allowability

Application No.

09/997,803

Examiner

Kibrom K. Gebresilassie

Applicant(s)

GABELE ET AL.

Art Unit

2128

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 28th February 2006.
2. ☒ The allowed claim(s) is/are 1-3,6-9,12-15 and 18-20.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 17th February 2006.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.


KAMINI SHAH
SUPERVISORY PATENT EXAMINER

DETAILED ACTION

1. Claims 1-3, 6-9, 12-15, and 18-20 have been presented for examination based on the amendment filed on 28th February 2006.

Allowable Subject Matter

2. Claims 1-3, 6-9, 12-15, and 18-20 are allowed.

3. The following is a statement of reasons for the indication of allowable subject matter: Regarding claim 1, 7, and 13 the prior art of record fail to teach singly or in combination with another prior art the limitation of " delivering an aggregate count event packet from said simulation client to said instrumentation server, wherein said aggregate count event packet includes count event data recorded during said simulation".

Conclusion

4. Any inquiring concerning this communication or earlier communication from the examiner should be directed to **Kibrom K. Gebresilassie** whose telephone number is **(571) 272-8571**. The examiner can normally be reached on **Monday-Friday, 8:30 am to 5:00 pm**.

5. If attempts to reach the examiner by telephone are unsuccessful, the examiner **supervisor, Kamini shah** can be reached at **(571) 272-2279**.

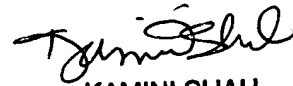
6. The official fax number is **(571) 273-8300**.

7. Any inquiring of a general nature relating to the status of this application should be directed to the **group receptionist** whose telephone number is **(571) 272-3700**.

Kibrom K. Gebresilassie
Patent Examiner

Art Unit: 2128

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